UNITED STATES DISTRICT COURT
for the
Western District of North Carolina

SNYDER'S-LANCE, INC., ET AL

Plaintiff
v.

AMPLIFY SNACK BRANDS, INC. and
SKINNYPOP POPCORN, LLC

Defendant

Civil Action No. 3:17-CV-193

SUMMONS IN A CIVIL ACTION

TO: ***(Defendant's name and address)***

AMPLIFY SNACK BRANDS, INC.
500 West 5th Street
Suite 1350
Austin, TX 78701

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) – or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) – you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Jacob S. Wharton
WOMBLE CARLYLE SANDRIDGE & RICE, LLP
1 W. 4th Street
Winston-Salem, NC 27101
336-747-6609

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date **4/13/2017**

Frank G. Johns, Clerk
United States District Court

Civil Action No. 3:17-CV-193

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4(1))

This summon for *(name of individual and title, if any)*

____

was received by me on *(date)* _____________________________________.

❑ **I personally served the summons on the defendant at *(place)*____ on *(date)* __________________________________; or**

❑ **I left the summons at the individual's residence or usual place of abode with *(name)* ____, a person of suitable age and discretion who resides there, on *(date)* ________________________, and mailed a copy to the individual's last known address; or**

❑ **I served the summons on *(name of individual)* ____, who is designated by law to accept service of process on behalf of *(name of organization)* ______________________ on *(date)* ______________________; or**

❑ **I returned the summons unexecuted because _____________________________________; or**

❑ **Other *(specify)*:**

____

My fees are $ _________________ for travel and $ __________________ for services, for a total of $___________________.

I declare under penalty of perjury that this information is true.

Date:_________________________

____
Server's signature

____
Printed name and title

____
Server's address

Additional information regarding attempted service, etc: